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Pro Bono Attorneys for Petitioner
BELINDA K.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

BELINDA K. and J.H., her minor son,
Petitioners,
vs.
YOLANDA BALDOVINOS, et al.,
Respondents.

Case No. 5:10-cv-02507-LHK-PSG

**DECLARATION OF AARON COHN,
ATTORNEY FOR PETITIONER
BELINDA K., IN SUPPORT OF MOTION
TO QUASH SUBPOENAS SERVED ON
NON-PARTY MEDICAL PROVIDERS
AND FOR A PROTECTIVE ORDER**

I, Aaron Michael Cohn, declare as follows:

1. I am an attorney at law, duly admitted to practice before this Court. I submit this Declaration in support of Petitioner Belinda K.'s Motion to Quash Subpoenas Served on Non-Party Medical Providers and for a Protective Order. I make this declaration based on my own personal knowledge, and if called upon as a witness I could and would testify competently thereto.

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2. I met and conferred with counsel for the County of Alameda (County) regarding this discovery dispute on January 25, 2011 and again on January 27, 2011, in accordance with this Court's local rules and the Federal Rules of Civil Procedure. We were unable to resolve our dispute about whether the subpoenaed medical records should be made available to the County. Petitioner Belinda K. respectfully submits her motion to quash and for a protective order as a result of the unresolved dispute with the County.

3. The Alameda County Juvenile Court held a detention hearing on December 22, 2006. Attached hereto as Exhibit A is a true and correct copy of the Juvenile Court's minute order from that hearing with redactions, previously submitted in a request for judicial notice by County of Alameda (Dkt. No. 31) as Exhibit 2 and judicially noticed by the Court in its September 21, 2010 Order (Dkt. No. 55).

4. Alameda County Child Welfare Worker Linda Fuchs filed a jurisdiction/disposition report on January 2, 2007 with the Juvenile Court. Attached hereto as Exhibit B is a true and correct copy of that report with redactions, previously submitted in a request for judicial notice by County of Alameda (Dkt. No. 31) as Exhibit 3 and judicially noticed by the Court in its September 21, 2010 Order (Dkt. No. 55).

5. The Alameda County Juvenile Court held a jurisdictional hearing on January 2, 2007. Attached hereto as Exhibit C is a true and correct copy of the Juvenile Court's minute order from that hearing with redactions, previously submitted in a request for judicial notice by County of Alameda (Dkt. No. 31) as Exhibit 4 and judicially noticed by the Court in its September 21, 2010 Order (Dkt. No. 55).

6. The Alameda County Juvenile Court held a dispositional hearing on April 5, 2007. Attached hereto as Exhibit D is a true and correct copy of the Juvenile Court's minute order from that hearing with redactions, previously submitted in a request for judicial notice by County of Alameda (Dkt. No. 31) as Exhibit 8 and judicially noticed by the Court in its September 21, 2010 Order (Dkt. No. 55).

7. The Alameda County Juvenile Court held a status review hearing on January 14, 2008. Attached hereto as Exhibit E is a true and correct copy of the Juvenile Court's minute

1 order from that hearing with redactions, previously submitted in a request for judicial notice by
2 County of Alameda (Dkt. No. 31) as Exhibit 12 and judicially noticed by the Court in its
3 September 21, 2010 Order (Dkt. No. 55).

4 8. The Alameda County Juvenile Court held a status review hearing on December
5 17, 2009. Attached hereto as Exhibit F is a true and correct copy of the Juvenile Court's minute
6 order from that hearing with redactions, previously submitted in a request for judicial notice by
7 County of Alameda (Dkt. No. 31) as Exhibit 21 and judicially noticed by the Court in its
8 September 21, 2010 Order (Dkt. No. 55).

9 9. Attached hereto as Exhibit G are true and correct copies of the subpoenas at issue
10 in this motion with social security numbers, dates of birth, Belinda K.'s last name and J.H.'s real
11 name redacted from the copies. They were served on counsel for Petitioner Belinda K. by the
12 County of Alameda on January 19 and 21, 2011, and seek medical records from non-party
13 medical and mental health providers for Belinda K. and her minor son, J.H.

14 I declare under penalty of perjury that the foregoing is true and correct. Executed this
15 28th day of January, 2011.

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